IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 9390 OF 2005

Smt. Rekha K. Lulla ..Petitioner

versus

Ulhasnagar Municipal Corporation ..Respondents

Shri S. P. Kanuga for Smt. S. N. Nath for the Petitioner.

CORAM : DR. D.Y.CHANDRACHUD,J.
DATE : 10TH FEBRUARY,2006

P.C. :

. The order of the learned Trial Judge declining to appoint a Court Commissioner under Order XXVI Rule 9 of the Code of Civil Procedure, cannot be faulted. A Court Commissioner cannot be appointed for collecting evidence. There is no merit in this Petition. Hence, the same is accordingly dismissed.

(DR. D. Y. CHANDRACHUD, J.)